



#3.

DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names.

We believe we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled VARIABLE STIFFNESS HEATING CATHETER, the specification of which (check one)

___ is attached hereto

X was filed on March 19, 2001

Application Serial No. 09/813,119

and was amended on (or amended through _____
(if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

This application in part discloses and claims subject matter disclosed in our earlier-filed applications, Serial No. 09/275,485 filed March 24, 1999.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below

and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) Priority Claimed

<u>None</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Number	Country	Day/Month/Year filed	Yes	No

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Sec. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<u> </u>	<u> </u>	<u> </u>
Appln. Serial No.	Filing Date	Status (patented, pending abandoned)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

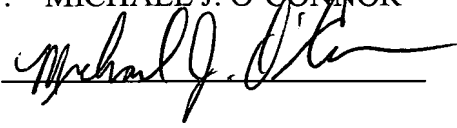
RICHARD A. BARDIN, Reg. No. 20,365, CRAIG B. BAILEY, Reg. No. 28,786, RICHARD B. CATES, Reg. No. 36,100, I. MORLEY DRUCKER, Reg. No. 19,751; PAUL Y. FENG, Reg. No. 35,510; JOHN K. FITZGERALD, Reg. No. 38,881, JOHN V. HANLEY, Reg. No. 38,171; JAMES JUO, Reg. No. 36,177; GILBERT G. KOVELMAN, Reg. No. 19,552, THOMAS H. MAJCHER, Reg. No. 31,119, JOHN S. NAGY, Reg. No. 30,664, DAVID G. PARKHURST, Reg. No. 29,422, JAMES W. PAUL, Reg. No. 29,967, RONALD E. PEREZ, Reg. No. 36,891; ELLSWORTH R. ROSTON, Reg. No. 16,310; THOMAS A. RUNK, Reg. No. 30,679; DAVID S. SARISKY, Reg. No. 41,288; and HOWARD N. SOMMERS, Reg. No. 24,138.

Direct all telephone calls to James W. Paul, Esq., at telephone No. (310) 824-5555.

Address all correspondence to:

James W. Paul, Esq.
FULWIDER PATTON LEE & UTECHT, LLP
Howard Hughes Center
6060 Center Drive
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Los Angeles, California 90045

Full name of first inventor: MICHAEL J. O'CONNOR

Inventor's signature: 

Date: 6/01, 2001

Residence: Santa Clara, California

Citizenship: U.S.A.

Post Office Address: 2593 Monticello Way

Santa Clara, CA 95051

Full name of second inventor: DAVID A. FERRERA

Inventor's signature: _____

Date: _____, 2001

Residence: Manhattan Beach, California

Citizenship: U.S.A.

Post Office Address: 2001 Lynngrove Drive

Manhattan Beach, CA 90266

Full name of third inventor: MATTHEW CONNORS

Inventor's signature: _____

Date: _____, 2001

Residence: San Jose, California

Citizenship: U.S.A.

Post Office Address: 4468 Desin Drive

San Jose, CA 95118



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Full name of first inventor: MICHAEL J. O'CONNOR

Inventor's signature: _____

Date: _____, 2001

Residence: Santa Clara, California

Citizenship: U.S.A.

Post Office Address: 2593 Monticello Way

Santa Clara, CA 95051

Full name of second inventor: DAVID A. FERRERA

Inventor's signature:  _____

Date: May 11, 2001

Residence: Manhattan Beach, California

Citizenship: U.S.A.

Post Office Address: 2001 Lynngrove Drive

Manhattan Beach, CA 90266

Full name of third inventor: MATTHEW CONNORS

Inventor's signature: _____

Date: _____, 2001

Residence: San Jose, California

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#3

Docket No. MICRU:56212
Page 1 of 4

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San Jose, CA 95118